

REMARKS

Claims 1-16 are pending in the application. The Examiner has rejected Claims 1-3, 8, 9 and 12-15 under 35 U.S.C. §103(a) as being unpatentable over Hardouin (U.S. Patent 5,966,655) in view of Murto (U.S. Patent 5,966,662) and Heinonen et al. (U.S. Patent 6,438,385). The Examiner has rejected Claims 4-6, 10, 11 and 16 under 35 U.S.C. §103(a) as being unpatentable over Hardouin in view of Murto, Heinonen et al. and Merriam (U.S. Patent 6,408,187). The Examiner has rejected Claim 7 under 35 U.S.C. §103(a) as being unpatentable over Hardouin in view of Murto, Heinonen et al. and Rydbeck et al. (U.S. Patent 5,930,718).

Claims 1, 2 and 12 are in independent form. The Examiner rejects Claims 1, 2 and 12 as being unpatentable over Hardouin in view of Murto and Heinonen et al. Hardouin discloses a device for automatic determination of audio or vibration alerting for an incoming call in a wireless handset. Murto discloses a subscriber paging control system and method in a mobile communications system. Heinonen et al. discloses mobile communication devices. The Examiner is now citing Heinonen et al. as disclosing "alerting the user to either accept or reject the restricted mode" as recited in the independent claims. Applicant respectfully disagrees. The device disclosed by Heinonen et al. mutes a mobile station when entering a certain area. The claims of the present application recite that the user is alerted and can accept or reject the restricted mode. The ability by the user to accept or reject the restricted mode is not disclosed by any of the cited references.

Based on at least the foregoing, independent Claims 1, 2 and 12 are believed to be in condition for allowance. Without conceding the patentability per se of dependent Claims 3-11 and 13-16, these are likewise believed to be allowable by virtue of their dependence on their respective amended independent claims. Accordingly, reconsideration and withdrawal of the rejections of dependent Claims 3-11 and 13-16 is respectfully requested.

Accordingly, all of the claims pending in the Application, namely, Claims 1-16, are believed to be in condition for allowance. Should the Examiner believe that a

telephone conference or personal interview would facilitate resolution of any remaining matters, the Examiner may contact Applicant's attorney at the number given below.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Paul J. Farrell", written in a cursive style.

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